

MINUTES

REGULAR MEETING BOARD OF DIRECTORS PARADISE IRRIGATION DISTRICT MARCH 21, 2018

The regular meeting of the Board of Directors of the Paradise Irrigation District was called to order at 6:30 p.m. by President Dan Wentland, followed by an Invocation and the Pledge of Allegiance to the Flag of the United States of America.

OPENING

BOARD MEMBERS
PRESENT: Directors Marc Sulik, Anne Rice, Bill Kellogg, Vice President
Cliff Jacobson, and President Dan Wentland

ROLL CALL

BOARD MEMBERS
ABSENT: None

STAFF PRESENT: Interim District Manager Kevin Phillips, WTP Superintendent
Jim Passanisi, Assistant Engineer Neil Essila, Information
Systems Manager Mickey Rich, and Secretary Georgeanna
Borrayo

ALSO PRESENT: PID Legal Counsel Emily LaMoe and members of the public

Board members reviewed consent calendar items as follows:

APPROVAL OF
CONSENT
CALENDAR
(Item 2.a. – 2.e.)

- 2.a. Approval of Meeting Agenda Order
- 2.b. Approval of Minutes: Regular Meeting of February 21, 2018
- 2.c. Approval to Purchase: Rainbow Trout for Stocking Paradise Lake
- 2.d. Approval to Purchase: Spare Turbidimeter
- 2.e. Approval to Purchase: Chlorine Analyzer Replacement

It was moved by Director Rice and seconded by Director Sulik to approve the Consent Calendar as presented.

AYES: Directors Sulik, Rice, Jacobson, Kellogg, and Wentland
NOES: None
ABSENT: None

Motion passes 5-0

Ward Habriel commented on the following: Editorial in the March 11th issue of the Chico ER regarding statewide water conservation numbers released by the state Water Resources Control Board; 2) Example of water conservation messaging distributed by a local water company; and 3) March 21st Magalia Forest Health Tour hosted by the Butte County Fire Safe Council and opportunities to attend additional Magalia Forest Health Tours in 2018.

PUBLIC
PARTICIPATION
(Item 3)

Tom Kelly stated he has researched and mapped all the flumes on the Paradise ridge and major water rights dating back to 1854 and indicated he would share this information with PID.

Fred Hofer commented about costs for the proposed Reservoir B Replacement Project and suggested the Board consider postponing this project. The District will be required to make any required spillway repairs or upgrades as a result of the study and those costs are unknown at this time. Mr. Hofer further commented on PG&E's DeSabra Project & Miocene Canal and the cost that would be required to maintain those facilities.

PRESENTATION BY
JEN CHAVEZ,
OWNER OF THE
RED WAGON
(Item 4.a.)

Jen Chavez, Owner of The Red Wagon, provided a presentation to the Board of Directors regarding her business, which offers art, music, and special events for all ages. Mrs. Chavez has been renting the PID commercial property located at 6360 Clark Road since January, 2016 and is interested in a long-term lease agreement. Board members concurred they were interested in having Manager Phillips work on a lease agreement with Mrs. Chavez and bring back to the Board for review and approval at a future meeting.

FEBRUARY 2018
STAFF & BILLING
REPORTS
ACCEPTED
(Item 5.a. & b.)

Staff provided clarification regarding Staff and Billing Reports. Director Kellogg inquired about firefly replacement costs, including labor. Staff will prepare this information and provide an updated report at a future meeting. It was moved by Director Rice and seconded by Director Jacobson to accept the Staff and Billing Reports for the month of February 2018 as presented.

AYES: Directors Sulik, Rice, Jacobson, Kellogg, and Wentland
NOES: None
ABSENT: None
Motion passes 5-0

DISTRICT
MANAGER'S
REPORT
(Item 6)

The Board reviewed a written report from Interim District Manager Phillips. Additional comments included:

Water Rights: Public member Robin Huffman attended the Water Rights presentation provided by consultant Paula Whealan at the February 21st Board meeting and had some additional comments, which are provided to the Board at the request of Robin Huffman. Ms. Huffman has expressed concerns about the Sphere of Influence associated with the Notice of Preparation of an Environmental Impact Report (EIR) for the Water Rights Permits Extension Project. Manager Phillips confirmed that in 2009 when PID circulated a Notice of Preparation of an EIR and Draft Initial Study, the intent at that time was to request an extension on PID's Water Rights Permits 271 and 16040. Through this process, the District made a decision to transition Permit 271 to license (priority right-1916). The District's environmental consultant, DeNovo Planning Group, is revising the project description to incorporate the changes and PID will recirculate the Notice of Preparation of the EIR for public review. The pending petitions filed on Permit 271 and 16040 also include a change in Place of Use to allow PID to transfer water to neighboring agencies in case of an emergency and provide water service to projects that may be constructed adjacent to the District's current service area. The consultant is evaluating the current state of the previous Biological Study associated with the EIR and if further studies are determined to be necessary, a contract change order will be presented to the Board for consideration.

Process Water Recycle Project – NPDES Permit Renewal Assistance: The consultant is preparing a memo to transmit to the Regional Board regarding the Paradise Irrigation District Mixing Zone and Dilution Credit Evaluation. Staff will forward this information to the Board when finalized.

TREASURER'S
MEMO ACCEPTED
FOR PERIOD
ENDING
FEBRUARY 28, 2018
(Item 7)

Board members reviewed a written Treasurer's memo for the period ending February 28, 2018. Manager Phillips also provided an update on a recent legislative symposium he attended, which included information regarding SB 623 relating to a tax on drinking water. The District will continue to monitor this bill and work with Legal Counsel regarding an oppose position. It was noted that Board members often attend legislative symposiums as representative of their agency. Director Jacobson indicated he would be interested in voicing the District's opinion on these issues.

It was moved by Director Rice and seconded by Director Jacobson to accept the Treasurer's memo for the period ending February 28, 2018.

CONTINUED –
TREASURER'S
MEMO ACCEPTED

AYES: Directors Sulik, Rice, Jacobson, Kellogg, and Wentland
NOES: None
ABSENT: None

Motion passes 5-0

Board members reviewed accounts payable reports for the month of February, 2018. It was moved by Director Jacobson and seconded by Director Rice to approve General Fund Check Numbers 51577 through 51672 for the month of February, 2018 totaling \$384,988.59, exclusive of voided check numbers 51602, 51624, 51653, and 51655, and authorization of a similar amount allowing or adjusting for extraordinary budget or Board approved items during the month of March.

APPROVAL OF
FEBRUARY, 2018
CHECKS
(Item 8)

AYES: Directors Sulik, Rice, Jacobson, Kellogg, and Wentland
NOES: None
ABSENT: None

Motion passes 5-0

President Wentland called for a Board recess at 8:14 p.m.

BOARD RECESS

President Wentland reconvened the regular meeting at 8:21 p.m.

MEETING
RECONVENED

Public Records Act Request Re: Long-Term Urban Conservation Mandates: Attorney Emily LaMoe provided an update on litigation initiated on behalf of PID and other water agencies regarding a Public Records Act Request submitted to the State Water Resources Control Board seeking production of documents in anticipation of a legislative battle over new long-term urban conservation mandates. There have been a few meet and confer efforts and a new Judge has been assigned. A status conference is scheduled for April 20, 2018.

LEGAL REPORT
(Item 9)

None to Report.

UNFINISHED
BUSINESS

Under provisions contained in SB 92, which became effective July 1, 2017, owners of dams with a hazard classification of 'significant' or higher must prepare emergency action plans (EAPs) for review and approval by the Governor's Office of Emergency Services (Cal OES). EAPs submitted for review are further required to contain revised dam-break inundation maps that must be submitted for review and approval by DWR Division of Safety of Dams. Paradise Irrigation District will need to have revised inundation maps prepared for Paradise Dam (classified extremely high hazard) and Magalia Dam (classified high hazard). A Request for Proposals was sent to four companies and three responses were received for the Board's consideration.

NEW BUSINESS:

DAM-BREAK
INUNDATION
PROPOSALS FOR
PARADISE AND
MAGALIA DAMS –
CONTRACT
AWARDED TO
DOMENICHELLI &
ASSOCIATES, INC.
(Item 11.a.)

It was moved by Director Rice and seconded by Director Jacobson to accept the proposal for professional engineering services from Domenichelli and Associates, Inc. for inundation mapping services for the Paradise and Magalia Reservoirs, for a not-to-exceed amount of \$59,906 and direct the Interim District Manager to execute the professional services agreement following review by Legal Counsel.

AYES: Directors Sulik, Rice, Jacobson, Kellogg, and Wentland
NOES: None
ABSENT: None

Motion passes 5-0

RESERVOIR B
REPLACEMENT
PROJECT: STATE
REVOLVING FUND
LOAN
CONSTRUCTION
APPLICATION
REIMBURSEMENT
RESOLUTION NO.
2018-01 ADOPTED
(Item 11.b.)

Staff reported now that planning has proceeded to 60% design of the Reservoir B Replacement Project, the District was advised by the State Board's Drinking Water State Revolving Fund Project Manager to prepare and submit a Construction Application for the Project. A Reimbursement Resolution is required as part of the financial portion of the construction application. The adoption of the resolution does not obligate the District to proceed with the project or a loan. The resolution indicates that the District desires to make and be reimbursed for capital construction expenditures with respect to the Project and finance it with money from the State through the State Board.

It was moved by Director Sulik and seconded by Director Rice to adopt the Reimbursement Resolution No. 2018-01 required as part of the Construction Application for the State Board's Drinking Water State Revolving Fund program for funding for the Reservoir B Replacement Project. Directors' votes were polled as follows by roll call:

AYES: Directors Sulik, Rice, Jacobson, and Wentland
NOES: Director Kellogg
ABSENT: None

Motion passes 4-1

PURCHASE OF A
BOOM-LIFT
APPROVED
(Item 11.c.)

The Fiscal Year 2017/18 budget includes \$30,000 for the procurement of a used boom lift to provide safer, four-wheel drive, mechanical access to elevated areas requiring maintenance. Staff obtained three bids for the Board's consideration.

It was moved by Director Jacobson and seconded by Director Rice to authorize the procurement of a boom lift from the Rental Guys at a cost not to exceed \$22,000, including tax.

AYES: Directors Sulik, Rice, Jacobson, Kellogg, and Wentland
NOES: None
ABSENT: None

Motion passes 5-0

2018 WATER BOND
MEASURES
(Item 11.e.)

Board members considered adopting Resolution No. 2018-02 in support of two water bond measures slated to go before voters in 2018. Supported by ACWA, the first measure titled, "California Drought, Water, Parks, Coastal Protection, and Outdoor Access for All Act of 2018," was qualified for the June 2018 ballot as Proposition 68. The second measure titled, "State Water Supply Infrastructure, Water Conveyance, Ecosystem and Watershed Protection and Restoration, and Drinking Water Protection Act of 2018 will likely appear on the November 2018 ballot.

Board members discussed moving forward with support of the two bond measures, or postponing action at this time to further monitor. It was moved by Director Sulik and seconded by Director Jacobson to table a decision regarding support of the two bond measures.

AYES: Directors Sulik, Rice, Jacobson, Kellogg, and Wentland
NOES: None
ABSENT: None

Motion to table this item passes 5-0

SOFTWARE
SUBSCRIPTIONS
FOR MICROSOFT &
ADOBE PRODUCTS

Information Systems Manager Mickey Rich reported the District has procured month-to-month software subscriptions for Microsoft and Adobe products. The District currently has twelve subscriptions for Microsoft office and based on the number of employees who use Microsoft office, this amount could eventually increase to thirty-

one subscriptions. The Adobe subscriptions may also increase over time to include a total of fifteen subscriptions. Presently, the District is paying an annual cost of \$1,871 for the current number of subscriptions. If the District were to eventually get every employee upgraded to the subscription-based software, the annual cost would be approximately \$6,500 to \$6,600. Manager Phillips added the intent of this agenda item is to inform the Board what the District is currently paying for software subscriptions and the anticipated expenses moving forward based on the transition of software subscriptions.

CONTINUED –
SOFTWARE
SUBSCRIPTIONS
FOR MICROSOFT &
ADOBE PRODUCTS
(Item 11.d.)

Board members discussed various options for approval of software subscriptions. Director Jacobson suggested that rather than having software subscriptions come to the Board for approval, identify these expenses in the Accounts Payable Report and the Board can ask for clarification if there is a question.

No action for approval taken. Board members concurred the monthly costs will be reported in the Accounts Payable Report and the Board can ask for clarification on any software expenses reported.

Manager Phillips reported Cal Trust is a Joint Powers Authority created by public agencies in 2005 to provide a convenient method for public agencies to pool their assets for investment purposes. Cal Trust allows the District to invest in longer term investments than the Local Agency Investment Fund (LAIF). The liquidity of the funds is the same as LAIF. The District will use Cal Trust to invest its longer-term reserves.

CAL TRUST
INVESTMENT
ACCOUNT
APPROVED
(Item 11.f.)

It was moved by Director Jacobson and seconded by Director Sulik to authorize the Interim District Manager to execute an agreement with Cal Trust to open an investment account.

AYES: Directors Sulik, Rice, Jacobson, Kellogg, and Wentland

NOES: None

ABSENT: None

Motion passes 5-0

Ad Hoc Demonstration Garden Committee: Directors Kellogg and Rice reported a committee meeting was held on March 16 to discuss project updates. The next time there is a period of dry weather, the committee will schedule a time to plant. Mini galvanized aluminum signs have been ordered for the planting beds, and a 3'x5' sign is being constructed to display information about the demonstration garden. The next meeting is scheduled on April 6, 2018 at 9:00 a.m.

COMMITTEE
REPORTS
(Item 12.a.1. - 3.)

Community Relations Committee: Directors Sulik and Rice reported discussion at the March 8th meeting included: 1) Kid's Fishing Day photo booth where kids may have their photo taken; 2) Working with Cedar Creek on a design for the PID Demonstration Garden; 3) Update on new PID water bill format; 4) Organizing a speakers' bureau; and 5) Highlighting PID employees in the PID WaterTalk.

Butte County Special Districts Association (BCSDA): Director Sulik distributed notes from the February 23, 2018 BCSDA Executive Board meeting. The meeting opened with the election of Officers for 2018 followed by committee updates. Ann Willmann with the Chico Area Recreation & Park District was elected as President.

Director Sulik: Thanked the public for their attendance this evening.

DIRECTORS'
COMMENTS
(Item 13)

Director Jacobson: Commented there was good conversation and a lot of topics were resolved this evening.

CONTINUED –
DIRECTORS’
COMMENTS

Director Kellogg: Indicated the Board is doing well with regard to the meeting length and thanked President Wentland for his leadership.

CLOSED SESSION
(Item 14.a. & b.)

President Wentland announced closed session discussion items. As there were no comments regarding closed session, the Board adjourned to closed session at 9:25 p.m. to discuss the following:

14.a. CONFERENCE WITH LEGAL COUNSEL – EXISTING LITIGATION (Paragraph (a) of subdivision (d) of Government Code section 54956.9): Neil Essila et al v. Paradise Irrigation District et al. Butte County Superior Court Case No. 17CV02546.

14.b. PUBLIC EMPLOYMENT: District Manager (Government Code Section 54957).

CLOSED SESSION
ANNOUNCEMENT:

President Wentland reconvened the regular meeting at 10:03 p.m. and announced direction has been given to Legal Counsel regarding closed session items listed above as 14.a. and 14.b.

ADJOURNMENT

It was moved by President Wentland to adjourn the meeting. The regular meeting was adjourned at 10:04 p.m.

Georgeanna Borrayo, Secretary

Daniel Wentland, President